

The Meeting of the Mayor and Council of the Borough of Freehold was held on Monday, March 7, 2016 at 7:00 p.m. in the Municipal Building.

Mayor Higgins stated that the notice of the time, date and location of the meeting had been provided pursuant to the provisions of Chapter 231 of the Laws of 1975 (Open Public Meetings Act).

Councilman Sims opened the meeting with the Salute to the Flag, followed by a moment of silence for Bill Hakim, Richard O'Connor and George Kelder, members of our community who have passed away since the last meeting.

#### ROLL CALL

PRESENT	MAYOR J. NOLAN HIGGINS
PRESENT	COUNCILMAN MICHAEL DIBENEDETTO
PRESENT	COUNCILMAN RONALD GRIFFITHS
PRESENT	COUNCILMAN KEVIN KANE
PRESENT	COUNCILMAN GEORGE SCHNURR
PRESENT	COUNCILWOMAN SHARON SHUTZER
PRESENT	COUNCILMAN JAYE SIMS

Mayor Higgins read Item No. 4 on the Agenda as follows:

**“Approval of Minutes: Executive Sessions January 5, 2015, January 20, 2015, February 2, 2015; Council Meeting January 19, 2016, February 1, 2016 and February 16, 2016.”**

Councilwoman Shutzer offered a motion to accept the minutes and was seconded by Councilman DiBenedetto.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; Griffiths abstain on January 20, 2015 and Sims abstain on January 19, 2016, opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 5 on the Agenda as follows:

**“Resolution of the Mayor and Council of the Borough of Freehold Honoring Matthew R. Magliozzi on the Occasion of His Attainment of the Rank of Eagle Scout.”**

Councilman Schnurr offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF  
FREEHOLD HONORING MATTHEW R.MAGLIOZZI ON THE OCCASION OF HIS  
ATTAINMENT OF THE RANK OF EAGLE SCOUT.

Councilman Schnurr reported Mr. Maglioizzi completed renovations and improvements to the Freehold Knights of Columbus for his Eagle Scout Project.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 6 on the Agenda as follows:

**“Resolution of the Mayor and Council of the Borough of Freehold Honoring Jonathan Ivan Markunas on the Occasion of His Attainment of the Rank of Eagle Scout.”**

Councilman Schnurr offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF FREEHOLD HONORING JONATHAN IVAN MARKUNAS ON THE OCCASION OF HIS ATTAINMENT OF THE RANK OF EAGLE SCOUT.

Councilman Schnurr reported Mr. Markunas completed work at Celtic Charms Horse Fam in Howell for his Eagle Scout Project.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 7 on the Agenda as follows:

**“Introduction of and Authorization to Publish Ordinance #2016/1 Amending Chapter 5.48 (Jewelry and Precious Metals), of the Revised General Ordinance of the Borough of Freehold.”**

Councilman DiBenedetto offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

BE IT RESOLVED, by the Mayor and Council of the Borough of Freehold that an Ordinance entitled, “ORDINANCE #2016/1 AMENDING CHAPTER 5.48 (JEWELRY AND PRECIOUS METALS), OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FREEHOLD”, be, and same is hereby approved on first reading; and

BE IT FURTHER RESOLVED that the Clerk be and she is hereby authorized to publish said Ordinance in the Asbury Park Press and that same shall be further considered for final passage after public hearing at a meeting held on March 21, 2016 at 7:00 PM and that during the week of said meeting copies of the Ordinance shall be made available at the Clerk’s office to members of the general public who shall request same.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 8 on the Agenda as follows:

**“Resolution Authorizing Tax Appeal Settlement RE: Block 42, Lot 12; 9 Broadway.”**

Councilman Griffiths offered the following Resolution and moved its adoption, seconded by Councilman Sims:

RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT RE: BLOCK 42, LOT 12; 9 BROADWAY.

Councilman Griffiths reported this is a Tax Appeal.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 9 on the Agenda as follows:

**“Resolution Authorizing Tax Appeal Settlement RE: Block 51, Lot 3; 60 E. Main Street.”**

Councilman Griffiths offered the following Resolution and moved its adoption, seconded by Councilman Sims:

RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT RE: BLOCK 51, LOT 3; 60 E. MAIN STREET.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 10 on the Agenda as follows:

**“Resolution of the Mayor and Council of the Borough of Freehold, County of Monmouth and State of New Jersey, Cancelling Tax Charges RE: Block 84, Lot 65.08; 81 Orchard Street, Freehold, NJ.”**

Councilman Schnurr offered the following Resolution and moved its adoption, seconded by Councilman Griffiths:

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF FREEHOLD, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY, CANCELLING TAX CHARGES RE: BLOCK 84, LOT 65.08; 81 ORCHARD STREET, FREEHOLD, NJ.

Councilman Schnurr reported this is for a property on Orchard where the pumping station is located.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 11 on the Agenda as follows:

**“Resolution of the Borough of Freehold, County of Monmouth, State of New Jersey, Amending Temporary Appropriations for 2016.”**

Councilman Kane offered the following Resolution and moved its adoption, seconded by Councilman Griffiths:

RESOLUTION OF THE BOROUGH OF FREEHOLD, COUNTY OF MONMOUTH,  
STATE OF NEW JERSEY AMENDING TEMPORARY APPROPRIATIONS FOR  
2016.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 12 on the Agenda as follows:

**“Resolution Authorizing the Release of Performance Guarantees.”**

Councilman Schnurr offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE  
GUARANTEES.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 13 on the Agenda as follows:

**“Resolution Authorizing Agreement with Business Watch International (U.S.), Inc.”**

Councilman Sims offered the following Resolution and moved its adoption, seconded by Councilman Griffiths:

RESOLUTION AUTHORIZING AGREEMENT WITH BUSINESS WATCH  
INTERANATIONAL (U.S.), INC.

Councilman Sims reported this is a regionalized database that will track the sale of second-hand dealers between different pawn shops in the area.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 14 on the Agenda as follows:

**“Resolution Approving the Mayor’s Nomination for Appointment to the Shade Tree Commission:**

- a. John Myers – Term Expires December 31, 2017. This appointment will fill an existing vacancy created by the resignation of Victoria Krauss.”**

Councilman Griffiths offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

**RESOLUTION APPROVING THE MAYOR’S NOMINATION FOR APPOINTMENT TO THE SHADE TREE COMMISSION.**

Councilman Griffiths welcomed John to the Commission. He was member years ago and the Commission is glad to have someone back with experience.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 15 on the Agenda as follows:

**“Resolution Memorializing the Mayor’s Appointments to the Freehold Borough Planning Board:**

- a. Michele Gibson, Class IV – Term Expires December 31, 2019. Fills the unexpired term of Marjorie Goetz.”**

Councilman Schnurr offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

**RESOLUTION MEMORIALIZING THE MAYOR’S APPOINTMENTS TO THE FREEHOLD BOROUGH PLANNING BOARD NO. 15A.**

Councilman Schnurr welcomed Ms. Gibson and thanked Councilman Griffiths for his recommendation based on his experience with her on the Innovation Committee.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 16 on the Agenda as follows:

**“Resolution Confirming Personnel Appointments/Actions:**

- a. Resignation of Special Police Officer Matthew Trembow, Freehold Police Department, effective March 17, 2016.**

- b. Rescind Prior Termination and Reinstate Keith Bailey as a member of the Freehold Borough Fire Department, Richardson Engine Company No. 2, effective March 7, 2016.**

Councilwoman Shutzer offered the following Resolution and moved its adoption, seconded by Councilman Griffiths:

**RESOLUTION CONFIRMING PERSONNEL APPOINTMENTS/ACTIONS 16A – 16B.**

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; absent none. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 17 on the Agenda as follows:

**“Resolution Approving the Following Applications:**

- a. Raffle License, #10-16, St. Rose of Lima Church, Carnival Games, 6:00 PM -10:00 PM, 6/14/16 – 6/16/16, 6:00 PM – 11:30 PM, 6/17/16 & 6/18/16, 51 Lincoln Place.**
- b. Raffle License , #11-16, St. Rose of Lima Church, 50/50 Raffle, 6:00 PM -10:00 PM, 6/14/16 – 6/18/16, 51 Lincoln Place.**
- c. Parade Application, Freehold Borough Arts Council, St. Patrick’s Day Parade, 3/13/16, 51 West Main Street to 1 East Main Street, 11:55 AM – 12:30 PM.**
- d. Permanent Taxi Driver License, Amanda Robles, Freehold.**
- e. Permanent Taxi Driver License, Leonel M. Hernandez, Freehold.**
- f. Permanent Taxi Driver License, Christopher Baleanu, Freehold.**
- g. Permanent Taxi Driver License, Angel A. Cruz, Freehold.**
- h. Permanent Taxi Driver License, Alex Jordan, Manalapan.**
- i. Permanent Taxi Driver License, Maxima Phillips, Freehold.**
- j. Temporary Taxi Driver License, Sergio Saavedra-Torres, Freehold.**
- k. Temporary Taxi Driver License, Michael Nwachukwu, Freehold.**
- l. Temporary Taxi Driver License, Kathleen M. Flores, Freehold.**
- m. Temporary Taxi Driver License, Jeneen Ryans, Howell.**
- n. Temporary Taxi Driver License, Pedro Guillermo Corrales Brown, Eatontown.**
- o. Temporary Taxi Driver License, Gloria Viridiana Juarez Hernandez, Lakewood.**
- p. Taxi Owner License (5) – Express Taxi**
- q. Taxi Owner License (2) – Eagle Taxi**
- r. Taxi Owner License (1) – Omega Taxi**
- s. Taxi Owner License (1) – Regional Taxi Service**
- t. Peddler/Vendor License, Maria Sacramento, Jazmin Ice Cream, Monday – Sunday, 10:00 AM – 9:00 PM.**

Councilman Sims offered the following Resolution and moved its adoption, seconded by Councilman DiBenedetto:

**RESOLUTION APPROVING THE FOLLOWING APPLICATIONS 17A – 17T.**

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; none absent. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 18 on the Agenda as follows:

**“Approval of Bills.”**

Councilman Kane offered the following Resolution and moved its adoption, seconded by Councilman Griffiths.

BE IT RESOLVED by the Mayor and Council of the Borough of Freehold that the bills on the attached list in the amount of \$2,022,419.72 be paid as presented.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; none absent. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 19 on the Agenda as follows:

**“Clerk – Late Communications.”**

There were none.

Mayor Higgins read Item No. 20 on the Agenda as follows:

**“Public Comments.”**

Ms. Christine Gregory reported there will be a poster contest for Arbor Day, which is the last Friday in April. April 29<sup>th</sup> there will be a program at St. Rose of Lima School, the two public elementary schools were asked to attend. On behalf of the Shade Tree Commission, Ms. Gregory thanked Downtown Freehold for donating three gift certificates totaling \$125.00 for the three Grand Prize Winners. Ms. Gregory reported the Carnegie Library will be hosting a poster day on March 22<sup>nd</sup> from 3:30-4:30. Posters will be displayed at the library. All are welcome.

Ms. Gregory presented the Arbor Day Newsletter from the Arbor Day Foundation in Nebraska. It contains an article on Alexander McCartney, of the New Jersey Forestry Service. He is featured because BJ’s Wholesale club is donating \$1 million dollars to plant trees that were lost during Hurricane Sandy. This is the first time a person from New Jersey has been featured in the publication.

Ricky Coyne and MacKenzie Parke from the Youth Government reported the group will be visiting Ellis Island this year. To raise funds, the organization is holding a 5K Race on April 2<sup>nd</sup> at Lake Topanemus. A flyer will be posted and an email regarding the race will be sent out.

Mr. Reimer Leuth, 1 Ann Street asked if anything new has been brought up regarding the racetrack parking lot.

Councilman Schnurr reported it was discussed at the Land Use Committee Meeting. Mr. Joe Clayton will be meeting with Mayor and Council in the next few weeks.

Mr. Bellina reported there are no development proposals pending.

Councilman Sims offered the following motion and moved its adoption, seconded by Councilman DiBenedetto:

**MOTION TO CLOSE PUBLIC PORTION.**

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; none absent. Mayor Higgins declared the motion adopted.

Mayor Higgins read Item No. 21 on the Agenda as follows:

**“Council Comments.”**

Councilman Schnurr gave condolences to the Hakim, O’Connor and Kelder families. Councilman Schnurr relayed personal experiences with each.

Councilman Schnurr reported the Library will be holding Founder’s Day on March 10<sup>th</sup> from 3:00-4:30. This commemorates the day the library was voted into existence. The Library continues to offer free homework help on Wednesdays from 4:00 – 4:45 for students through 7<sup>th</sup> Grade.

Councilman Schnurr reported he attended a Monmouth County Local Government Seminar at Brookdale Community College. It was informative and a good refresher.

Councilman Schnurr reported the Memorial Day Parade will have a fundraiser on March 15<sup>th</sup> at the Cabin from 5:00 – 10:00 PM. 20% of bills will be donated to the parade committee when a flyer is presented to the server. The VFW is the lead post and they have selected the Grand Marshall.

Councilman DiBenedetto thanked John Myers and Michele Gibson for serving Freehold. Condolences were offered to the Hakim, O’Connor and Kelder families. He stated they will be missed. He welcomed back Councilwoman Shutzer.

Councilman DiBenedetto reported the Annual St. Patrick’s Day Parade is Sunday and starts at Borough Hall at noon. March 15<sup>th</sup> and 16<sup>th</sup> 5:30-8:00 PM is the Flavor of Freehold and March 17<sup>th</sup> and 18<sup>th</sup> we will have bag pipers from 8:00 – 10:00 PM and the Freehold Pub Crawl from 9:00 -11:00 PM. Brochures are located in the lobby.

Councilwoman Shutzer thanked everyone for their well wishes. Councilwoman Shutzer relayed personal stories on Mr. O’Connor, Mr. Hakim and Mr. Kelder and conveyed how much they would all be missed.

Councilwoman Shutzer reported there is free tax preparation assistance available to seniors at Bethal AME Church every Tuesday until April 15th. No appointments are necessary. Councilwoman Shutzer thanked Officer Trembow for his service with the Police Department. He was dedicated and delightful and well wishes were conveyed.

Councilwoman Shutzer reported the McGackin Awards will be May 20<sup>th</sup> at the Knights of Columbus at 7:00 PM. The Elks, Knights of Columbus, Fire Department, First Aid and Little League



will all be honored along with the McGackin Award Winners; Mary Randolph and Mike Page. Tickets are \$10.00.

Councilman Kane thanked everyone for coming. He expressed condolences to the Hakim, O'Connor and Kelder families and shared personal stories.

Councilman Griffiths expressed his thanks for all the work done by Mr. Kelder, Mr. O'Connor and Mr. Hakim over the years. He conveyed some personal experiences and offered condolences to the families.

Councilman Griffiths welcomed John Myers to the Shade Tree Commission. Information on the seedlings will be posted on the website and elsewhere as they become available in the spring. The seedlings will be given away for free to residents that want to plant them in their yard.

Councilman Griffiths reported the Human Relations Committee is planning a 9/11 15<sup>th</sup> anniversary celebration that will take place on Sunday, September 11<sup>th</sup>. The Human Relations Committee is welcoming new members.

Councilman Sims thanked everyone for attending and expressed condolences to the three Borough icons that have passed. Councilman Sims welcomed the new volunteers.

Councilman Sims reported the Monmouth County paper shredding dates have been set and will be posted in Borough Hall. Dates are scheduled through December and occur 9:00 AM – 1:00 PM.

Councilman Sims reported the Youth Government is currently planning a fundraiser 5K Race on April 2<sup>nd</sup> at Lake Topanemus. Proceeds will offset the cost of a group trip to Ellis Island and the Statue of Liberty on April 30<sup>th</sup>. Trips are planned to be educational and memorable. Last year the trip was to Washington DC. Councilman Sims reported Mr. Gatto of Downtown Freehold and Federici's donated food at a recent Youth Government Meeting. A letter of appreciation was presented to Mr. Gatto for Federici's on behalf of the Youth Government.

Mayor Higgins reported the St. Patrick's Day Parade is Sunday. It has become a Freehold tradition. It is a day of celebration and marks the beginning of Spring.

Mayor Higgins reported Gere Park had a lot of work done by Downtown Freehold and the Borough. A rededication of the park will take place on May 7<sup>th</sup>. This park was established in recognition of the first WWI veteran from Freehold who was killed in Europe. The veterans groups and Historian Kevin Coyne will assist with this.

Mayor Higgins has scheduled the Mayor's cleanup day in May. Dumpsters are encouraged and a shredder will be available at Borough Hall.

Mayor Higgins acknowledged all of the work and accomplishments of Mr. Hakim, Mr. O'Connor and Mr. Kelder. Mayor Higgins conveyed personal stories on all three gentlemen. Mayor Higgins wished Councilwoman Shutzer well.

Mayor Higgins called for a motion to adjourn.

Councilman Sims offered the motion to adjourn, seconded by Councilman Griffiths.

On roll call Council Members DiBenedetto, Griffiths, Kane, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; absent none. Mayor Higgins declared the motion adopted.

The public meeting was adjourned at 7:37PM.

Respectfully Submitted,

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TRACI L. DIBENEDETTO, RMC  
BOROUGH CLERK

TLD:lc